FOR MYSORE STATE

4-1-52.

Home (1952) Department.

RR SERIES.

G.O. NO. 2504

Dated 27-8-52

[Despatch Abstract.]

From: Sri E.P. Poyappa. MBE.(MIL\)IAS
Collector of Coimbatore.

To: The Secretary to Govt.,
Home Department,
Fort St. George,
Madras.

Ref: 2524/52-M.B2 Dated: 2.8.52

Sir,

Sub: Cinematograph Rules - (Coimbatore) - Kollegal Taluk and Town - Licensing of a touring cinema Relaxation of population rule - Proposal

Ref: G.O. Ms. No. 4942 Home dated 27-12-51

The Proprietor of one Shunmugadevi Touring Talkies was granted lease of a plot of Government land at Kollegal on a rental of Rs. 430.10.0 for temporary occupation for a period of seven months. He has occupied the land, by putting up a thached shed and has applied for the grant of a licence under the Cinematograph rules to run shows at Kollegal.

2. At Kollegal there is one permanent cinema already, The population of Kollegal Panchayat according to 1951 census is 19,252. The Tahsildar, Kollegal has reported that the sound system in t permanent theatre is defective and that the public long to visit the touring cinema. He has reported also that there is a floating population of 800 labourers working in Kollegal Govt., Silk Filatures, and taking this into account and allowing for an increase of 1% to the 1951 Census figure for the lapse of one year from the taking of last Census, there is a case I believe under the revised G.O. (Paragraph I (3) of G.O. Ms. 4942 Home dated 27.12.51) for licensing a touring cinema, as the population will have to be taken as being over 20000.

3. G.O. 217 (Health Department) dated 22.1.52 lays down that the population should be determined with reference to the 1951 Census figures. I presume it means that the 1951 figure should only be taken as the basis for calculations & in other words the probable increase and any other special factor also may be taken into account. Even otherwise this is a hard case where the proprietor of the touring cinema applied for lease of the land for locating a touring cinema so early as on 12.11.51 under the impression that he would get a licence even as another touring cinema was licensed in the previous year at the very same site, with reference to the principles contained in G.O. No. 2070 Home dated 5.5.50.

4. I request orders of Government for issuing a licen to the above touring cinema.

MD.2.8.

For Collector.

7/8/52

Home Dept.

C.No.144205/52 Go. Rt. No. 2504 dated 27.8.52

Cinematograph - Coimbatore district - Shanmugadevi Touring Talkies, Kollegal - Rule regarding population relaxed - Grant of licence - Orders

Read: From the Collector of Coimbatore, letter Ref. 2524/52. H.D.2 dated 2.8.52

ORDER

In relaxation of para 1(2) of G.O.Ms. 4942 Home dated 27.12.51, the Collector of Coimbatore is requested to grant a licence under the Cinematograph Act to Shanmugadevi Touring Talkies, Kollegal.

To

The Collector of Coimbatore.

Copy to Health Dept. Copy for S.P. for R.C. Applications asked for

No. 144205 Pr.IV/52.,

Home Department.

Cinematograph - Coimbatore district - Shanmugadevi Touring Talkies, Kollegal - Grant of licence.

From the Collr. of Coimbatore, letter Ref.2524/52.M.D.2, d/2.8.52.

The Collr. of Coimbatore requests instructions whether Shanmugadevi Touring Talkies, Kollegal can be granted a licence under the Cinematograph Act and Rules to run shows at Kollegal.

2. The Collr. has stated that the Proprietor of the cinema was granted lease of a plot of Govt. land at Kollegal on a rental of Rs.430-10-0 for temporary occupation for a period of seven months and that he has been occupying the land by putting up a thatched shed and has applied for the grant of a licence. The reasons advanced by the Collr. in support of his proposal are -

(1) the sound system in the permanent theatre is defective and that the public long to visit the touring cinema;

(2) there is a floating population of 800 labourers in the Kollegal Silk Filatures and including this the population will be over 20,000; and

(3) the touring cinema applied for a licence as early as 12.11.51, under the impression that he would get a licence as another touring cinema was licensed in the previous year on the same site.

3. The population of Kollegal according to 1951 census is 19,252. The floating population of a place cannot be taken into account in calculating the population of a place. With reference to para 1 (2) of G.O. Ms. No. 4942, Home, d/27.12.51 only one permanent cinema can be licensed at this place. In view of the reasons advanced by the Collr., it is for orders whether para 1 (2) of G.O. No. 4942, Home, d/27.12.51

2.

may (in favour of this cinema as a special) will be relaxed in this case and the cinema granted a licence. Health may see.

hcl 11.8.52

hcl 11/8/52

hcl 11.8.52 DS/S

According to the Census figure (even allowing one per cent for increase) the population is less than 20,000; so that a towning cinema in addition to the perm^t cinema at the place is out of the question.

If the sound system in the perm^t cinema is defective, the licence of that cinema can be withdrawn, I think - please check up the rules on this.

hcl 11/8/52

A

under section 5(3) of the Act the licensing authority may grant licences under the Cinematograph Act to such persons as it thinks fit, and on such terms and conditions and subject to such restrictions as it may determine. If the sound system of the cinema is defective it is open to the licensing authority to impose (that the proprietor should provide sound equipment of a better type) as a condition of the licence if considered necessary and refuse to renew the licence if the proprietor does not take

p 2 of L.C. 1967

In a place like Trollegal, it does not appear that the licence can be refused for the mere fact that the sound system is defective

hcl 12.8.52

necessary action in the matter. However, the remarks of the Collr may be obtained on this point.

2. With reference to 'A', para it is submitted that the census figure includes the following population of the place on the date on which the census was taken:

* Consulted by Census Supervisor informally

Me
1.1.8.52

The Collector has recommended the grant of a license for this touring cinema more or less on the ground stated at Xon p.1 of

by
1.2.52 DS/SO
V.R.T. G.O. 4942 H, dy 29.11.51

Opara 1(2), p11 of (B)

Regd 51, this place cannot take a touring cinema in addition to the permt cinema already there. The touring cinema shd not have been put up on the chance of getting a licence — its construction was not started before Dec 51.

May be rejected. The Collector may be informed that no exemption will be granted. Health may see

HHS
12.8.52

by

what exactly is the population of Mekepal now? You cannot for ever go on 1951 Census figures. There is an increase every year of about one percent. See lastly if the proprietor of the touring

C1

Cinema had been induced to spend a large amount before the promulgation of G.O. @ 27.12.51 in the hope that he would get a licence under the rules. Mere existing G.O @ 27.12.51 alone should not be permitted to come in the way. It may have to be relaxed, if necessary. P. to examine.

16/8

Please see Secy.'s orders on pp. 3-4 above. para 2, p1 c/p

2. The Collr. has stated that the population of Kollegal Panchayat according to the 1951 census is 19,252. Allowing one per cent increase, the population will be 19,445. This falls short of the limit of 20,000 by 555 only.

It does not appear that 19.2.52 we can make such meticulous calculation. The Collector's opinion that the population will have by then taken as over 20,000, may be accepted.

19/2

20/2 para 3, p1 c/p

3. The Collr. has stated that the cinema applied for lease as early as on 12.11.51. It is not clear if the Proprietor of the cinema had been induced to spend a large amount before the promulgation of the G.O. dated 27.12.51 in the hope that he would get a licence under the rules as the date on which the thatched shed was put on the Govt. land leased out to him has not been reported by the Collr. The Collr. may be asked on this point. A draft memo. is submitted for approval.

pp 11-12 c/p (B)

Does not seem necessary to call for.

19/2

20/2

19/8/52 The proprietor of the touring talkie seems to have applied for the Govt land as early as 12.11.51 and obtained the lease of the land for seven months on a rental of Rs. 430.10.0, with the specific objective of putting up a shed to exhibit cinematograph shows. The Collector has stated that this is a hard case where

para 3, p1 c/p

A para 1 dated

A para 3 dated

144205.

16/22/8.

5

to proprietor applied for the lease of the land for locating a touring cinema under the impression that he would get a licence as another touring cinema was was licensed on the same site when G.O. No. 2070 Home Dy 5.5.50, was in force.

Even under the G.O. now in force viz. G.O. No. 4942 Home Dy 27.12.51, one touring cinema besides the existing permanent cinema can be licensed if the total population is taken as over 20,000, as stated by the Collector.

Submitted for orders.

20.8.52

Maybe exempted in view of A.P. Act 4 of 1952.

20/8/52

The Collector's recommendation may be accepted.

21.8.52

H (Law) 22-8-52

A draft order is submitted for approval.

25/8/52 25/8/52

26.8.52

[Issued G.O.R. No. 2504 Home Dy 27.8.52]

If he were sure of it he would not have come up to court. I presume so. [illegible]

SECRETARY TO GOVERNMENT 25 AUG 1952 HOME DEPARTMENT

DEPUTY SECRETARY TO GOVERNMENT 25 AUG 1952 HOME DEPARTMENT

ASSISTANT SECRETARY TO GOVERNMENT 25 AUG 1952 HOME DEPARTMENT